

## **AMENDMENTS TO THE CLAIMS**

The following listing of claims will replace all prior versions and listings of claims in the application.

### **LISTING OF CLAIMS**

1. (Previously Presented) A performance information edit and playback apparatus comprising:

a storage for storing a plurality of style data, each of which includes a plurality of constituent parts regarding accompaniment, and for storing user's performance data including a plurality of performing parts, wherein each of the constituent parts and the performing parts contains a series of musical tone event data arranged in time series, and the user's performance data are created by a user;

a first display section for displaying contents of the performing parts included in the user's performance data in a time-series manner;

a style selector for selecting desired style data from among the plurality of style data in accordance with a user's instruction;

a second display section for displaying blocks designating the constituent parts included in the selected style data; and

a controller for allowing at least one of the blocks, which is selected by the user's instruction and is displayed in the second display section, to move to a desired time-related position within a desired performing part displayed in the first display section, thus writing a series of the musical tone event data, included in the constituent

part designated by at least one block that is selected, to the desired time-related position in the desired performing part.

2. (Previously Presented) A performance information edit and playback apparatus according to claim 1 further comprising a pitch modifier for automatically modifying tone pitches of the selected constituent part of the style data.

3. (Previously Presented) A performance information edit and playback apparatus according to claim 1, wherein the first display section displays the content of the performing part included in the user's performance data as the block.

4. (Previously Presented) A performance information edit and playback apparatus comprising:

a storage for storing style data including prescribed accompaniment parts and for storing user's performance data including accompaniment parts and other performing parts, which is not related to an accompaniment, wherein the style data are fixed and are not rewritten, and the user's performance data are created by a user;

a selector for selecting one of the style data or the user's performance data in accordance with a user's instruction; and

a playback device operable to play back the accompaniment parts included in the style data and the other performing parts included in the user's performance data in parallel when the selector selects the style data, and the accompaniment parts included in the user's performance data and the other performing parts included in the user's performance data in parallel when the selector selects the user's performance data.

5. (Previously Presented) A performance information edit and playback apparatus according to claim 4, wherein both of the accompaniment parts included in the user's performance data and the prescribed accompaniment parts included in the style data commonly share a same tone-generation channel or a same tone color.

6. (Previously Presented) A performance information edit and playback apparatus comprising:

a storage for storing user's performance data including a plurality of parts;

a part selector for allowing a user to select a specific part within the plurality of parts included in the user's performance data;

a recording start device that starts recording of the user's performance data with respect to a specific part that is selected by the part selector when a record switch and a start switch are operated;

a record mode determining device operable to determine whether or not the part selector selects the specific part when the record switch and the start switch are operated; and

a display manner changer operable to change the display appearance of the start switch from a first appearance to a second appearance when the record mode determining device determines that none of the plurality of parts are selected as the specific part by the part selector, and changes the display appearance of the start switch from the first appearance to a third appearance when the record mode determining device determines that any one of the plurality of parts is selected as the specific part by the part selector.

7. (Cancelled)

8. (Cancelled)

9. (Cancelled)

10. (Currently Amended) A performance information edit and playback method comprising the steps of:

~~storing style data including prescribed accompaniment parts and storing user's performance data including accompaniment parts and other performing parts which is not related to an accompaniment, wherein the style data are fixed and are not rewritten, and the user's performance data are created by a user;~~

~~selecting one of the accompaniment parts included in the user's performance data and the prescribed accompaniment parts included in the style data in accordance with a user's instruction; and~~

~~playing back the other performing parts included in the user's performance data in parallel with one of the accompaniment parts included in the user's performance data and the prescribed accompaniment parts included in the style data.~~

storing a plurality of style data, each of which includes a plurality of constituent parts regarding accompaniment;

storing user's performance data including a plurality of performing parts, in which each of the constituent parts and the performing parts contains a series of

musical tone event data arranged in time series, and the user's performance data are created by a user;

displaying contents of the performing parts included in the user's performance data in a time-series manner;

selecting desired style data from among the plurality of style data in accordance with a user's instruction;

displaying blocks designating the constituent parts included in the selected style data; and

allowing at least one of the blocks, which is selected by the user's instruction and is displayed, to move to a desired time-related position within a desired performing part that is displayed, thus writing a series of the musical tone event data, included in the constituent part designated by at least one block that is selected, to the desired time-related position in the desired performing part.

11. (Currently Amended) A performance information~~data~~ edit and playback method comprising the steps of:

~~storing style data including a plurality of constituent parts and user's performance data containing including multiple parts;~~

~~allowing a user to select either a prescribed part within the multiple parts of the user's performance data or one of the plurality of constituent parts of the style data,~~

~~allowing simultaneous reproduction of the prescribed part of the user's performance data together with at least one part of the user's performance data excluding the prescribed part when the prescribed part is selected; and~~

~~allowing simultaneous reproduction of the constituent parts of the style data together with at least one part of the user's performance data excluding the prescribed part when the constituent parts are selected.~~

storing style data including prescribed accompaniment parts;

storing user's performance data including accompaniment parts and other performing parts, which are not related to an accompaniment, wherein the style data are fixed and are not rewritten, and the user's performance data are created by a user;

selecting one of the style data or the user's performance data in accordance with a user's instructions;

playing back the accompaniment parts included in the style data and the other performing parts included in the user's performance data in parallel when the style data is selected in the selecting step; and

playing back the accompaniment parts included in the user's performance data and other performing parts included in the user's performance data in parallel when the user's performance data is selected in the selecting step.

12. (Currently Amended) A performance information edit and playback method comprising the steps of:

storing user's performance data including a plurality of parts;

allowing a user to select a specific part within the plurality of parts included in the user's performance data;

starting recording of the user's performance data with respect to the specific part that is selected when a record switch and a start switch are operated;

determining whether or not the specific part ~~has been~~ is selected by the user when the record switch and the start switch are operated; [[and]]

~~changing a display manner of the start switch from a first appearance to a second appearance when none of the plurality of parts are selected as the specific part by the user and from the first appearance to a third appearance when any one of the plurality of parts is selected as the specific part by the user.~~

changing a display appearance of the start switch from a first appearance to a second appearance when it is determined in the determining step that none of the plurality of parts is selected as the specific part; and

changing a display appearance of the start switch from the first appearance to a third appearance when it is determined in the determining step that any one of the plurality of parts is selected as the specific part.

13. (Cancelled)

14. (Currently Amended) A machine-readable ~~media~~ medium storing performance information edit and playback programs that cause a computer to perform a method comprising the steps of:

~~storing style data including prescribed accompaniment parts and storing user's performance data including accompaniment parts and other performing parts which is not related to an accompaniment, wherein the style data are fixed and are not rewritten, and the user's performance data are created by a user;~~

~~selecting one of the accompaniment parts included in the user's performance data and the prescribed accompaniment parts included in the style data in accordance with a user's instruction; and~~

~~playing back the other performing parts included in the user's performance data in parallel with one of the accompaniment parts included in the user's performance data and the prescribed accompaniment parts included in the style data.~~

storing a plurality of style data, each of which includes a plurality of constituent parts regarding accompaniment;

storing user's performance data including a plurality of performing parts, in which each of the constituent parts and the performing parts contains a series of musical tone event data arranged in time series, and the user's performance data are created by a user;

displaying contents of the performing parts included in the user's performance data in a time-series manner;

selecting desired style data from among the plurality of style data in accordance with a user's instruction;

displaying blocks designating the constituent parts included in the selected style data; and

allowing at least one of the blocks, which is selected by the user's instruction and is displayed, to move to a desired time-related position within a desired performing part that is displayed, thus writing a series of the musical tone event data, included in the constituent part designated by at least one block that is selected, to the desired time-related position in the desired performing part.

15. (Currently Amended) A machine-readable ~~media~~ medium storing performance data edit and playback programs that cause a computer to perform a method comprising the steps of:

~~storing style data including a plurality of constituent parts and user's performance data including multiple parts;~~

~~allowing a user to alternatively select either a prescribed part within the multiple parts of the user's performance data or one of the plurality of constituent parts of the style data;~~

~~simultaneously reproducing the selected prescribed part of the user's performance data together with at least one part of the user's performance data excluding the prescribed part when the prescribed part is selected; and~~

~~simultaneously reproducing the selected constituent part of the style data together with at least one part of the user's performance data excluding the prescribed part when the constituent part is selected~~

storing style data including prescribed accompaniment parts;

storing user's performance data including accompaniment parts and other performing parts, which are not related to an accompaniment, wherein the style data are fixed and are not rewritten, and the user's performance data are created by a user;

selecting one of the style data or the user's performance data in accordance with a user's instruction;

playing back the accompaniment parts included in the style data and the other performing parts included in the user's performance data in parallel when the style data is selected in the selecting step; and

playing back the accompaniment parts included in the user's performance data and the other performing parts included in the user's performance data in parallel when the user's performance data is selected in the selecting step.

16. (Currently Amended) A machine-readable media ~~media~~ medium storing performance information edit and playback programs that cause a computer to perform a method comprising the steps of:

storing user's performance data including a plurality of parts;

allowing a user to select a specific part within the plurality of parts included in the user's performance data;

~~recording the user's performance data with respect to a specific part that is selected by the user when a record switch and a start switch are operated;~~

starting recording of the user's performance data with respect to the specific part that is selected when a record switch and a start switch are operated;

determining whether or not the specific part ~~has been~~ is selected by the user when the record switch and the start switch are operated; and

changing a display appearance of the start switch from a first appearance to a second appearance when it is determined in the determining step that none of the plurality of parts are is selected as the specific part ~~by the user and from the first~~

~~appearance to a third appearance when any one of the plurality of parts is selected as the specific part by the user; and~~

changing a display appearance of the start switch from the first appearance to a third appearance when it is determined in the determining step that any one of the plurality of parts is selected as the specific part.

17. (Cancelled)